

pf

LAW OFFICES OF  
**McGINN & GIBB, P.L.L.C.**

A PROFESSIONAL LIMITED LIABILITY COMPANY  
PATENTS, TRADEMARKS, COPYRIGHTS, AND INTELLECTUAL PROPERTY LAW  
8321 OLD COURTHOUSE ROAD, SUITE 200  
VIENNA, VIRGINIA 22182-3817  
TELEPHONE: (703) 761-4100  
FACSIMILE/DATA: (703) 761-2375; 761-2376  
E-MAIL: MCGINNGIBB @ AOL.COM

SEAN M. MCGINN  
PHILLIP E. MILLER\*  
FREDERICK E. COOPERRIDER\*  
PETER A. BALNAVE, PhD  
FREDERIC J. ZIMMERMAN\*  
JAMES E. HOWARD\*  
KENDAL M. SHEETS  
\*(MEMBER OF BAR OTHER THAN VA)

ANNAPOLIS, MD OFFICE  
FREDERICK W. GIBB, III  
LAWRENCE A. SCOTT\*

October 14, 2003

VIA FACSIMILE  
EXPEDITED PROCEDURE

To: Examiner Carolyn Smith  
Group Art Unit No. 1631  
U. S. P. T. O.

Facsimile No. 703-872-9307

From: Phillip E. Miller

Facsimile No. 703-761-2375

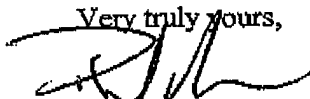
Re: Enclosed §1.116 Amendment  
U. S. Patent Application Serial No. 09/870,009  
Our Ref: YOR.418

Dear Examiner Smith:

Enclosed is an Amendment which is responsive to the July 11, 2003 Office Action, and which should place the above-referenced case in condition for allowance.

Thank you in advance for your kind consideration of this case.

Very truly yours,



Phillip E. Miller

PEM/tw  
Enclosure

RECEIVED  
CENTRAL FAX CENTER

OCT 15 2003

OFFICIAL

Serial No. 09/870,009  
Docket No. JP920000069US1

14

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that the foregoing Amendment was filed by facsimile with the United States Patent and Trademark Office, Examiner Carolyn Smith, Group Art Unit # 1631 at fax number (703) 872-9307 this 14th day of October, 2003.



Phillip E. Miller  
Reg. No. 46,060

PEM BW  
COR 418  
Serial Number: 09870,009

Attorney's Post Card Filing Receipt  
Papers Filed On: 5/9/03

Attorney's Docket Number: JP20000090 ☒ Patent ☐ Trademark

Applicant's Name: Kashime et al. Application Filing Date: 5/30/01

Papers Filed Herewith:

<input type="checkbox"/> Amendment	<input type="checkbox"/> Request for Extension of Time	<input type="checkbox"/> CPA Request
<input type="checkbox"/> Notice of Appeal	<input type="checkbox"/> Appeal Brief (in triplicate)	<input type="checkbox"/> Reply Brief
<input type="checkbox"/> IDS	<input type="checkbox"/> 1449 Form w/ <u>    </u> Documents	<input type="checkbox"/> Priority Document(s)
<input type="checkbox"/> Assignment	<input type="checkbox"/> Recordation Cover Sheet	<input type="checkbox"/> Formal Drawings
<input type="checkbox"/> Drawing Corrections	<input type="checkbox"/> Issue Fee Transmittal	<input type="checkbox"/> Missing Parts
<input checked="" type="checkbox"/> Other <u>Appointment of Associate Attorney</u>		

Fees Filed Herewith: \$      ☐ Check ☐ Charge Deposit Account:     

Hand Delivered

PEM BW  
COR 418  
Serial Number: 09870,009

Attorney's Post Card Filing Receipt  
Papers Filed On: 5/9/03

Attorney's Docket Number: JP20000090 ☒ Patent ☐ Trademark

Applicant's Name: Kashime et al. Application Filing Date: 5/30/01

Papers Filed Herewith:

<input type="checkbox"/> Amendment	<input type="checkbox"/> Request for Extension of Time	<input type="checkbox"/> CPA Request
<input type="checkbox"/> Notice of Appeal	<input type="checkbox"/> Appeal Brief (in triplicate)	<input type="checkbox"/> Reply Brief
<input type="checkbox"/> IDS	<input type="checkbox"/> 1449 Form w/ <u>    </u> Documents	<input type="checkbox"/> Priority Document(s)
<input type="checkbox"/> Assignment	<input type="checkbox"/> Recordation Cover Sheet	<input type="checkbox"/> Formal Drawings
<input type="checkbox"/> Drawing Corrections	<input type="checkbox"/> Issue Fee Transmittal	<input type="checkbox"/> Missing Parts
<input checked="" type="checkbox"/> Other <u>Appointment of Associate Attorney</u>		

Fees Filed Herewith: \$      ☐ Check ☐ Charge Deposit Account:     

Hand Delivered

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

Kashima et al.

Serial No.: 09/870,009 Group Art Unit: 1631

Filed: May 30, 2001 Examiner: Carolyn L. Smith

For: NUCLEOTIDE SEQUENCE FOR IDENTIFYING A SOURCE OF GENETIC  
INFORMATION, AND DNA AND CELL INCLUDING THE SAME

Honorable Commissioner of Patents  
Box AF  
Alexandria, VA 22313-1450

**AMENDMENT UNDER 37 C.F.R. § 1.116**

Sir:

In response to the Final Office Action dated July 11, 2003, please amend the above-identified application as follows:

**INTRODUCTORY COMMENTS**

Claims 5, 8-12 and 15-27 are all the claims presently pending in the application. Claims 5, 8, 11-12, 15-16, 23-24 and 27 have been amended to more clearly define the invention. Claims 5, 8, 11-12 and 15 are independent.

RECEIVED  
CENTRAL FAX CENTER

OCT 15 2003

OFFICIAL